

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **May 10, 2005**

AGENDA ITEM NO.: 7

CONSENT:

REGULAR: **X**

CLOSED SESSION:

(Confidential)

ACTION: **X**

INFORMATION:

ITEM TITLE: **Public Hearing Regarding Vacating a Storm Drainage Easement**

RECOMMENDATION:

Adopt an ordinance vacating a storm drainage easement in Block F, Wyndhurst Subdivision.

SUMMARY:

Mr. Michael D. Morgan, Project Manager, Hurt & Proffitt, Inc., has requested that the City of Lynchburg vacate and abandon the existing storm drainage easement in Block F, Wyndhurst Subdivision, since the easement will no longer be needed due to the improvements the developers propose for the property. The Technical Review Committee determined that there were no concerns with vacating this storm drainage easement.

PRIOR ACTION(S):

March 22, 2005: Technical Review Committee Review

April 26, 2005: Physical Development Committee Review

BUDGET IMPACT:

None

CONTACT(S):

Steve Lawson

455-3945

ATTACHMENT(S):

- Ordinance
- Map
- Technical Review Committee Report
- Letter

REVIEWED BY: lkp

AN ORDINANCE VACATING A STORM DRAINAGE EASEMENT IN BLOCK F, WYNDHURST SUBDIVISION

WHEREAS, the City of Lynchburg on its own motion is proposing to vacate a storm drainage easement located in Block F, Wyndhurst Subdivision; and

WHEREAS, City Council finds that no public inconvenience will result from vacating the storm drainage easement;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Lynchburg, on its own motion, and in accordance with the provisions of Section 15.2-2006 of the Code of Virginia, 1950, as amended, and Section 35-71 through Section 36-77 of the City Code, 1981, as amended, the following described storm drainage easement be, and the same hereby is, discontinued and vacated, namely:

Commencing at a point at the intersection of the easterly right of way of Enterprise Drive and the northerly right of way of Goldenrod Place; thence with the easterly right of way of Enterprise Drive North 02 degrees 18 minutes 26 seconds West 136.86 feet to the point of beginning; thence with the perimeter of the City of Lynchburg storm drainage easement the following three calls; thence North 87 degrees 41 minutes 34 seconds East 19.85 feet to a point; thence North 04 degrees 26 minutes 01 seconds West 26.26 feet to a point; thence South 87 degrees 41 minutes 34 seconds West 18.87 feet to a point on the easterly right of way of Enterprise Drive; thence with the easterly right of way of Enterprise Drive South 02 degrees 18 minutes 26 seconds East 26.24 feet to the point of beginning.

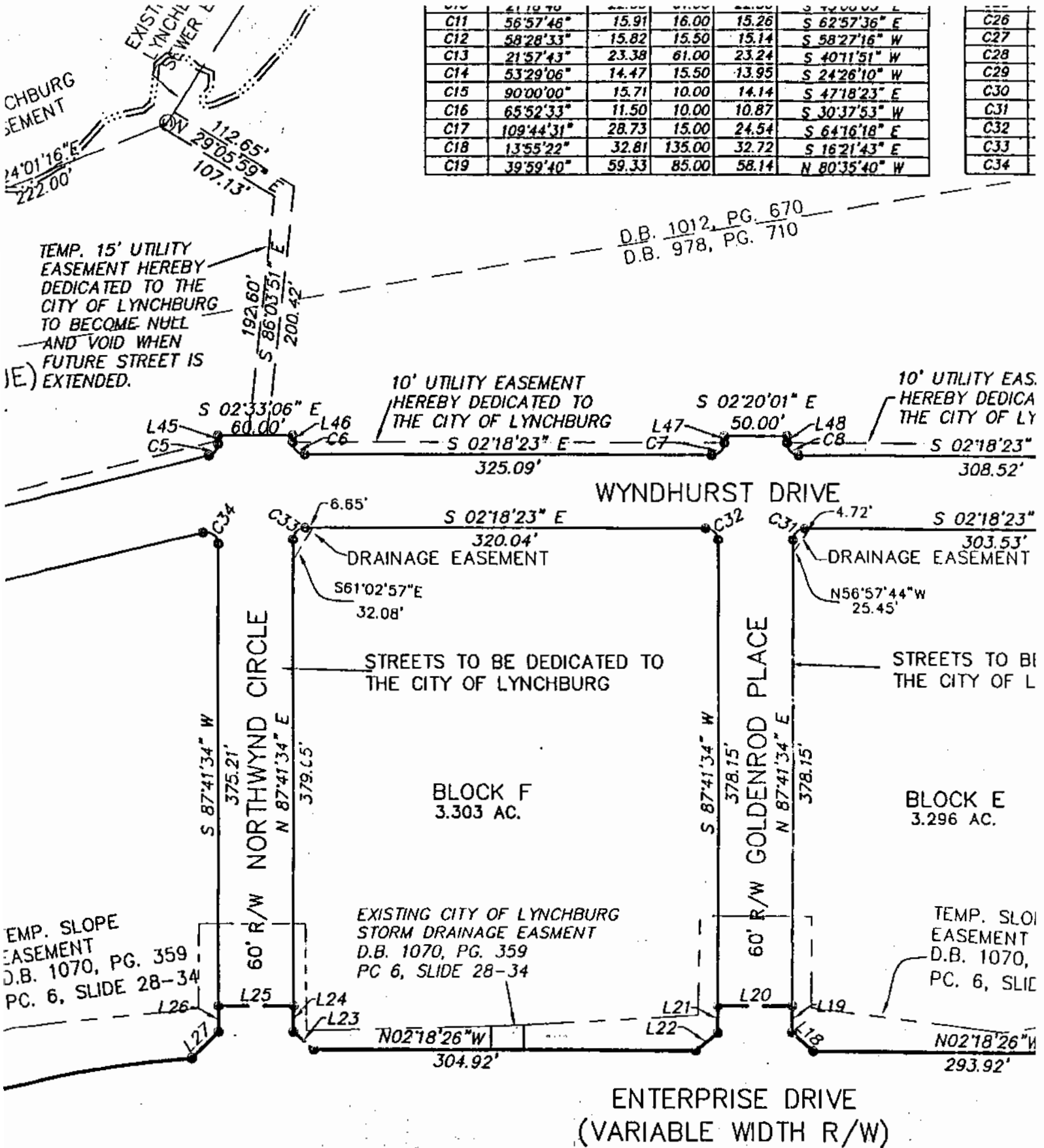
BE IT FURTHER ORDAINED That the Clerk of Council is hereby authorized and directed to deliver a duly-certified copy of this ordinance to the Clerk of the Circuit Court for the City of Lynchburg so that said certified copy of this ordinance may be recorded as deeds are recorded and indexed in the name of the City of Lynchburg.

Adopted:

Certified:

Clerk of Council

055P



TRC Report Date

3/29/2005

Project Number **SUB0503-0004**Project Name **Wyndhurst Drainage Easement Vacation**Site Address **0 ENTERPRISE DR**

Review Type	Contact	Notes
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AEP	Betsy Webb-Shlager	
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Fire	Mike Thomas	
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Neighbor Svcs	Rob Fowler	1. No concerns at this time with the proposed vacation.
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Planning	Annette Chenault	The Planning Division has no concerns with the proposed storm drainage easement vacation.
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PWEngineeringAdm	Lee Newland	
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PWEngineeringDesign	James Talian	
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PWEngineeringMapRoom	Debbie Stinson	
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PWStreets	Tracy Wood	
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PWTraffic	Gerry Harter	
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Utilities	Greg Poff	No comment
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Verizon	Betsy Webb-Shlager	
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January 27, 2005

City of Lynchburg
Right of Way Agent
c/o Mr. Lee Newland
900 Church Street
Lynchburg, VA 24504

HURT

PROFFITT
INCORPORATED

Re: Block "F" Wyndhurst

Mr. Newland-

Hurt & Proffitt, on behalf of the owners of tax map number 250-19-1 (Block "F" of Wyndhurst), requests that the City of Lynchburg vacate and abandon the existing City of Lynchburg storm drainage easement shown in deed book 1070, page 359, plat cabinet 6, slide 28-34. This easement will no longer be needed due to the improvements the developers propose for this property. No runoff will drain to this easement and the existing storm pipe will be removed as part of the development of Wyndhurst Block "F".

Please feel free to contact me if you have any questions regarding this matter.

Sincerely,
Hurt & Proffitt

Michael D. Morgan, II, EIT
Project Manager